FAO No. 274 of 2004.

24.8.2007 Present: Mr. Rakesh Jaswal, Advocate, for the appellants.

Ms. Salochna Kaundal, Advocate, vice Mr. O.P. Thakur, Advocate, for respondents 4 and 5.

After hearing Mr. Jaswal, learned Counsel appearing for the appellants and Ms. Salochna Kaundal, learned Counsel appearing for respondents 4 and 5 and on perusal of the impugned judgment dated 24th March, 2004, I feel fully satisfied and convinced that the learned Court below by correct appreciation of the material as well as evidence on record rightly came to the conclusion that both the applications filed by the appellants for the substitution of legal representatives of deceased appellant Braham Dass and the deceased respondent Kirlu Ram were hopelessly time barred and that, in the facts and circumstances of the case the appellants had failed to explain the delay in filing the applications as well as advance a sufficient cause in support thereof. I see no reason to take a contrary or different view.

The appeal is dismissed.

August 24, 2007. **(V.K. Gupta), C.J.**

(rc)